

2 Broadway, Room D21.72
New York, NY 10004-2207

Darryl C. Irick
President



Bus Company

April 7, 2017

Honorable Frederic Block, Senior Judge
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: Brian Thrane v. Metropolitan Transportation Authority, et al.
Civil Action No. 15-cv-7418 (FB-LB)

Dear Judge Block:

I am the attorney appearing on behalf of the Defendants in the above-referenced case. With this letter, I submit the fully briefed Defendants' Motion to Dismiss Plaintiff's First Amended Complaint pursuant to FRCP 12(b)(6). Following is a list of the documents and exhibits being filed in connection with this motion.

1. Notice of Motion, with Certificate of Service
2. Declaration of Thomas J. Deas, with attached exhibits:

Exhibit A. First Amended Complaint

Exhibit B. Hospital Report dated April 17, 2015

Exhibit C. Arbitration Decision dated March 8, 2016

Exhibit D. Arbitration Decision dated May 11, 2016

Exhibit E. Defendants' First Supplemental Initial Discovery Responses

Sub-Exhibit A. Arbitration Decision dated July 6, 2016 with Calculation Sheet

Sub-Exhibit B. Plaintiff Payroll Summary for April 20, 2014 to April 20, 2015

Sub-Exhibit C. Plaintiff Payroll Summary for April 20, 2015 to April 20, 2016

Sub-Exhibit D. Arbitration Award Check dated August 17, 2016

Sub-Exhibit E. Endorsed Arbitration Award Check

Exhibit F. Independent Medical Determination by Dr. Weiss, with Addendum

Exhibit G. Executed Health History dated May 13, 2016 (Form MCSA-5875)

Exhibit H. Federal and New York State Laws and Health Standards

Page 2 of 2
Letter to the Court
April 7, 2017

3. Defendants' Memorandum of Law in Support of Defendants' Motion to Dismiss Plaintiff's First Amended Complaint, with Table of Contents and Table of Authorities
4. Plaintiff's Memorandum of Law in Opposition to Defendants' Motion to Dismiss Plaintiff's First Amended Complaint
5. Defendants' Memorandum of Law in Further Support of Defendants' Motion to Dismiss Plaintiff's First Amended Complaint.

Respectfully submitted,



Thomas J. Deas (TJD 9226)
Deputy General Counsel
MTA Bus Company
(646)252-4359

TJD:td

c: Honorable Frederic Block
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Magistrate Judge Lois Bloom
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Walker G. Harman, Esq.
The Harman Firm, LLP
220 Fifth Avenue, Suite 900
New York, NY 10001
(212)425-2600

(via ECF)(courtesy / hard copy by regular mail)

(via ECF; cover letter by regular mail)

(via ECF; cover letter by regular mail)